

IN THE UNITED STATES DISTRICT COURT
FOR THE STATE OF NEW MEXICO

STATE OF NEW MEXICO, *ex rel.*
State Engineer

Plaintiff,

v.

Ramon Aragon, *et al.*,

Defendants.

02 JUN 19 PM 3:03

69cv07941 JEC-ACE

RIO CHAMA STREAM SYSTEM
Section 3: Rio Nutrias, Rio Cebolla
& Canjilon Creek

Subfile Nos. CHCJ-001-0001
CHCJ-002-0003
CHCJ-002-0007
CHCJ-002-0030
CHCJ-002-0052
CHCJ-003-0002
CHCJ-003-0004
CHCJ-003-0007
CHCJ-003-0009
CHCJ-003-0010
CHCJ-003-0011
CHCJ-003-0013
CHCJ-003-0014
CHCJ-003-0028
CHCJ-003-0035
CHCJ-003-0037
CHCJ-003-0041
CHCJ-003-0043
CHCJ-003-0044
CHCJ-003-0063
CHCJ-003-0077
CHCJ-003-0082
CHCJ-003-0085
CHCJ-004-0011
CHCJ-004-0013
CHCJ-004-0016
CHCJ-004-0053
CHCJ-005-0002

6753

MOTION FOR DEFAULT JUDGMENT

COMES NOW the plaintiff, State of New Mexico, *ex rel.* State Engineer, by and through his attorneys, and moves the Court to enter its order granting default judgment against the following defendants in connection with the listed subfile(s):

Alfred J. Chavez	CHCJ-001-0001
Sarah Chavez	CHCJ-001-0001
Samuel S. Serrano	CHCJ-002-0003; CHCJ-003-0002
James M. Drannon	CHCJ-002-0007
Dana J. Drannon	CHCJ-002-0007
Max Marquez	CHCJ-002-0030
Amarante Valdez	CHCJ-002-0052
Reyes Valdez	CHCJ-002-0052
Ray G. Morales	CHCJ-003-0004
Rosalena Morales	CHCJ-003-0004
William H. Storey, III	CHCJ-003-0007
Maria Gloria Manzanares	CHCJ-003-0009
Alfonso A. Manzanares	CHCJ-003-0010
Ramon A. Manzanares	CHCJ-003-0011
Shirley Soberanez	CHCJ-003-0013
Thomas Garcia	CHCJ-003-0014
Odelia Maestas	CHCJ-003-0014
Donald Montano	CHCJ-003-0028

Reynaldo Gonzales	CHCJ-003-0035
Lucella M. Gonzales	CHCJ-003-0035
Tomacita O. Montano	CHCJ-003-0037
Thomas Montano	CHCJ-003-0041
Luggie Montano	CHCJ-003-0041
Tony M. Martinez	CHCJ-003-0043
Carla Martinez	CHCJ-003-0043
Modesta M. Valencia	CHCJ-003-0044
Carmelita R. Trujillo	CHCJ-003-0063
Armando Vigil	CHCJ-003-0077
Frances Vigil	CHCJ-003-0077
Octaviano Montano, Jr.	CHCJ-003-0082
Margaret A. Miera	CHCJ-003-0085
Patricia Alarid	CHCJ-004-0011
Tommy Alarid	CHCJ-004-0011
Amos Ray Sanchez	CHCJ-004-0013
Philip T. Sanchez	CHCJ-004-0016
Theresita M. Trujillo	CHCJ-004-0053
Florence Maestas	CHCJ-005-0002
Richard Maestas	CHCJ-005-0002

As grounds therefore plaintiff states:

1. The Court has jurisdiction over the following defendants as shown by the Notice of Filing of Waivers of Service (6140) filed January 29, 2001:

James M. Drannon, Dana J. Drannon, Max Marquez, Ray G. Morales, Rosalena Morales, Maria Gloria Manzanares, Alfonso A. Manzanares, Ramon A. Manzanares, Thomas Garcia, Odelia Maestas, Thomas Montano, Luggie Montano, Tony M. Martinez, Carla Martinez, Carmelita R. Trujillo, Armando Vigil, Frances Vigil, Octaviano Montano, Jr., Amos Ray Sanchez, Philip T. Sanchez, Florence Maestas, Richard Maestas.

2. The Court has jurisdiction over the following defendant as shown by the Notice of Filing of Waivers of Service (6214) filed March 13, 2001:

Samuel S. Serrano.

3. The Court has jurisdiction over the following defendants as shown by the Notice of Filing of Waivers of Service (6284) filed July 17, 2001:

Modesta M. Valencia, Patricia Alarid, Tommy Alarid.

4. The Court has jurisdiction over the following defendant as shown by the Notice of Filing of Affidavits of Personal Service (6283) filed July 17, 2001:

Shirley Soberanez.

5. The Court has jurisdiction over the following defendants as shown by the Notice of Filing of Affidavits of Personal Service (6222) filed April 10, 2001:

Alfred J. Chavez, Sarah Chavez, Amarante Valdez, Reyes Valdez, William H. Storrey, III, Margaret A. Miera.

6. The Court has jurisdiction over the following defendants as shown by the Notice of Filing of Affidavits of Personal Service (6311) filed August 3, 2001:

Reynaldo Gonzales, Lucella M. Gonzales, Tomacita O. Montano.

7. The Court has jurisdiction over the following defendants as shown by the Proof of Publication of Notice of Pendency of Suit (6470) filed December 26, 2001:

Donald Montano, Theresita M. Trujillo.

8. The following defendants are in default for failure to appear, answer, or otherwise defend in this cause as shown by the Clerk's Certificate of Default (6489) filed January 16, 2002:

Donald Montano, Theresita M. Trujillo.

A copy of the Clerk's Certificate of Default (6489) was mailed to these defendants on January 25, 2002. See Certificate of Mailing (6515) filed January 25, 2002.

9. The following defendants are in default for failure to appear, answer, or otherwise defend in this cause as shown by the Clerk's Certificate of Default (6530) filed February 11, 2002:

Alfred J. Chavez, Sarah Chavez, Samuel S. Serrano, James M. Drannon, Dana J. Drannon, Max Marquez, Amarante Valdez, Reyes Valdez, Ray G. Morales, Rosalena Morales, William H. Storrey, III, Maria Gloria Manzanares, Alfonso A. Manzanares, Ramon A. Manzanares, Shirley Soberanez, Thomas Garcia, Odelia Maestas, Reynaldo Gonzales, Lucella M. Gonzales, Tomacita O. Montano, Thomas Montano, Luggie Montano, Tony M. Martinez, Carla Martinez, Modesta M. Valencia, Carmelita R. Trujillo, Armando Vigil, Frances Vigil, Octaviano Montano, Jr., Margaret A. Miera, Patricia Alarid, Tommy Alarid, Amos Ray Sanchez, Philip T. Sanchez, Florence Maestas, Richard Maestas.

A copy of the Clerk's Certificate of Default (6530) was mailed to these defendants on February 11, 2002. See Certificate of Mailing (6531) filed February 12, 2002.

10. A copy of the proposed default order incorporating the terms of the State's proposed consent orders for the subfiles named above is attached hereto as Exhibit A.

WHEREFORE, the plaintiff State of New Mexico requests the Court to enter its order granting default judgment against the above-named defendants incorporating the terms of the State's proposed consent orders in these subfiles and in conformance with the Canjilon Creek July 14, 2000 Hydrographic Survey and Report.

Respectfully submitted,



EDWARD G. NEWVILLE

Special Assistant Attorney General
Office of the State Engineer
P.O. Box 25102
Santa Fe, NM 87504-5102
(505) 827-6150

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Motion for Default Judgment was mailed to the following persons on June 21, 2002.



Edward G. Newville

Alfred J. Chavez
Sarah Chavez
P.O. Box 114
El Rito, NM 87530

Samuel S. Serrano
1624 North 475 West
Sunset, UT 84119

Dana J. Drannon
James M. Drannon
2016 Louise Rd. SW
Albuquerque, NM 87105

Max Marquez
P.O. Box 704
El Rito, NM 87530

Amarante Valdez
Reyes Valdez
P.O. Box 584
Canjilon, NM 87515

Ray G. Morales
Rosalena Morales
P.O. Box 545
Canjilon, NM 87515

William H. Storrey, III
P.O. Box 674
El Rito, NM 87530

Maria Gloria Manzanares
1224 Forester N.W.
Albuquerque, NM 87104

Alfonso A. Manzanares
5412 Olympic Court N.W.
Albuquerque, NM 87114

Ramon A. Manzanares
1224 Forester N.W.
Albuquerque, NM 87104

Shirley Soberanez
77 Road 4903
Bloomfield, NM 87413

Odelia Maestas
Thomas Garcia
General Delivery
Canjilon, NM 87515

Donald Montano
6409 Avenida La Costa NE
Albuquerque, NM 87107

Lucella M. Gonzales
Reynaldo Gonzales
1409 Sawmill Road NW
Albuquerque, NM 87104

Tomacita O. Montano
1409 Sawmill Road NW
Albuquerque, NM 87104

Luggie Montano
Thomas Montano
205 40th Street NW
Albuquerque, NM 87105

Carla Martinez
Tony M. Martinez
P.O. Box 553
Canjilon, NM 87515

Modesta M. Valencia
C/O Dolores A. Harkins
411 Cornell Drive SE
Albuquerque, NM 87106

Carmelita R. Trujillo
P.O. Box 92431
Albuquerque, NM 87199

Armando Vigil
Frances Vigil
409 Calle Del Rio #2
Espanola, NM 87532

Octaviano Montano, Jr.
1735 Dover
Bloomfield, CO 80020

Margaret A. Miera
General Delivery
Canjilon, NM 87515

Patricia Alarid
Tommy Alarid
10951 N. 91st Avenue
Peoria, AZ 85345

Amos Ray Sanchez
222 General Hodges NE
Albuquerque, NM 87123

Philip T. Sanchez
333 Moon NE
Albuquerque, NM 87123

Theresita M. Trujillo
P.O. Box 15728
Abiquiu, NM 87510

Florence Maestas
Richard Maestas
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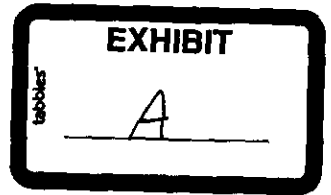
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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO



STATE OF NEW MEXICO *ex rel.*
State Engineer,

Plaintiff,
v.

ROMAN ARAGON, *et al.*,

Defendants.

69cv07941 JEC-ACE

RIO CHAMA STREAM SYSTEM
Canjilon Creek, Section 3

Subfile No(s).

CHCJ-001-0001
CHCJ-002-0003
CHCJ-002-0007
CHCJ-002-0030
CHCJ-002-0052
CHCJ-003-0002
CHCJ-003-0004
CHCJ-003-0007
CHCJ-003-0009
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CHCJ-003-0011
CHCJ-003-0013
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CHCJ-003-0028
CHCJ-003-0035
CHCJ-003-0037
CHCJ-003-0041
CHCJ-003-0043
CHCJ-003-0044
CHCJ-003-0063
CHCJ-003-0077
CHCJ-003-0082
CHCJ-003-0085
CHCJ-004-0011
CHCJ-004-0013
CHCJ-004-0016
CHCJ-004-0053
CHCJ-005-0002

ORDER GRANTING DEFAULT JUDGMENT

This matter coming on to be heard upon the motion of the Plaintiff, State of New Mexico, *ex rel.*

State Engineer, for the entry of default judgment against the following defendants, and the Court

having considered the record in this cause and being otherwise fully advised in the premises, finds:

1. The Court has jurisdiction of the parties and the subject matter herein.
2. The defendants have been legally served with process or have waived service of summons.
3. The defendants have failed to appear, answer, or otherwise defend in this cause, and are adjudged to be in default.
4. The State Engineer's amended hydrographic survey and report of the Rio Chama Stream System, Section 3, Canjilon Creek (July 14, 2000) relating to the defendants' water rights have been introduced into the record, and the same are hereby incorporated and made a part of this order.
5. The water rights of the defendants in the above-styled and captioned cause are as follows:

ALFRED J CHAVEZ
SARAH CHAVEZ

Subfile No.: CHCJ-001-0001

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) NONE

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: UNKNOWN DITCH

Location X: 1,619,949 feet **Y:** 2,014,061 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Township 27N, Range 06E, N.M.P.M.

Pt. of HES No. 441 9.0 acres

Total 9.0 acres

As shown on the 2000 Hydrographic Survey Map CHCJ- 1.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

SAMUEL S SERRANO

Subfile No.: CHCJ-002-0003

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: BORDO DITCH

Location X: 1,595,945 feet **Y:** 2,003,807 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 08, Township 26N, Range 05E, N.M.P.M.

Pt. SE $\frac{1}{4}$	1.1 acres
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Total	1.1 acres
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As shown on the 2000 Hydrographic Survey Map CHCJ- 2.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

DANA J DRANNON
JAMES M DRANNON

Subfile No.: CHCJ-002-0007

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: BORDO DITCH

Location X: 1,595,945 feet **Y:** 2,003,807 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 08, Township 26N, Range 05E, N.M.P.M.

Pt. SE $\frac{1}{4}$	18.1 acres
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Total	18.1 acres
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As shown on the 2000 Hydrographic Survey Map CHCJ- 2.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

MAX MARQUEZ

Subfile No.: CHCJ-002-0030

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: OTRA VANDA DITCH

Location X: 1,583,583 feet **Y:** 1,981,520 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 08, Township 26N, Range 05E, N.M.P.M.

Pt. SW $\frac{1}{4}$ 2.0 acres

Total 2.0 acres

As shown on the 2000 Hydrographic Survey Map CHCJ- 2.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

B. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) NONE

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: RIVERA DITCH NO.2

Location X: 1,582,749 feet **Y:** 1,983,682 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 08, Township 26N, Range 05E, N.M.P.M.

Pt. SW $\frac{1}{4}$ 0.7 acres

Total 0.7 acres

As shown on the 2000 Hydrographic Survey Map CHCJ- 2.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

**AMARANTE VALDEZ
REYES VALDEZ**

Subfile No.: CHCJ-002-0052

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: OTRA VANDA DITCH

Location X: 1,583,583 feet **Y:** 1,981,520 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 08, Township 26N, Range 05E, N.M.P.M.

Pt. NE¼	12.5 acres
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Total	12.5 acres
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As shown on the 2000 Hydrographic Survey Map CHCJ- 2.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

SAMUEL S SERRANO

Subfile No.: CHCJ-003-0002

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: BORDO DITCH

Location X: 1,595,945 feet **Y:** 2,003,807 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 18, Township 26N, Range 05E, N.M.P.M.

Pt. NE¼	6.4 acres
Total	6.4 acres

As shown on the 2000 Hydrographic Survey Map CHCJ- 3.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

RAY G MORALES
ROSALENA MORALES

Subfile No.: CHCJ-003-0004

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: BORDO DITCH

Location X: 1,595,945 feet Y: 2,003,807 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 18, Township 26N, Range 05E, N.M.P.M.

Pt. NE $\frac{1}{4}$	0.6 acres
Total	0.6 acres

As shown on the 2000 Hydrographic Survey Map CHCJ- 3.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

WILLIAM H STOREY III

Subfile No.: CHCJ-003-0007

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: BORDO DITCH

Location X: 1,595,945 feet **Y:** 2,003,807 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 18, Township 26N, Range 05E, N.M.P.M.

Pt. NE¼ 24.8 acres

Total 24.8 acres

As shown on the 2000 Hydrographic Survey Map CHCJ- 3.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

B. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: PINAVETAL DITCH

Location X: 1,614,444 feet **Y:** 2,010,229 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 18, Township 26N, Range 05E, N.M.P.M.

Pt. NE¼ 3.8 acres

Total 3.8 acres

As shown on the 2000 Hydrographic Survey Map CHCJ- 3.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

MARIA GLORIA MANZANARES

Subfile No.: CHCJ-003-0009

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: BORDO DITCH

Location X: 1,595,945 feet **Y:** 2,003,807 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 18, Township 26N, Range 05E, N.M.P.M.

Pt. NE¼	0.1 acres
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Total	0.1 acres
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As shown on the 2000 Hydrographic Survey Map CHCJ- 3.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

B. NO RIGHT (Surface Water Only)

Office of the State Engineer Files No(s) NONE

Priority: NONE

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: NO RIGHT

Point of Diversion:

Ditch Name: BORDO DITCH

Location X: 1,595,945 feet **Y:** 2,003,807 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Acreage:

Section 18, Township 26N, Range 05E, N.M.P.M.

Pt. NE¼	1.3 acres
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Total	1.3 acres
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As shown on the 2000 Hydrographic Survey Map CHCJ- 3.

Amount of Water: NONE

ALFONSO A MANZANARES

Subfile No.: CHCJ-003-0010

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: BORDO DITCH

Location X: 1,595,945 feet **Y:** 2,003,807 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 18, Township 26N, Range 05E, N.M.P.M.

Pt. NE¼	3.2 acres
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Total	3.2 acres
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As shown on the 2000 Hydrographic Survey Map CHCJ- 3.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

RAMON A MANZANARES

Subfile No.: CHCJ-003-0011

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: BORDO DITCH

Location X: 1,595,945 feet **Y:** 2,003,807 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 18, Township 26N, Range 05E, N.M.P.M.

Pt. NE¼	3.7 acres
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Total	3.7 acres
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As shown on the 2000 Hydrographic Survey Map CHCJ- 3.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

SHIRLEY SOBERANEZ

Subfile No.: CHCJ-003-0013

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: BORDO DITCH

Location X: 1,595,945 feet **Y:** 2,003,807 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 17, Township 26N, Range 05E, N.M.P.M.

Pt. NW $\frac{1}{4}$	2.1 acres
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Pt. SW $\frac{1}{4}$	0.2 acres
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Total	2.3 acres
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As shown on the 2000 Hydrographic Survey Map CHCJ- 3.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

THOMAS GARCIA
ODELIA MAESTAS

Subfile No.: CHCJ-003-0014

A. NO RIGHT (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: NONE

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: NO RIGHT

Point of Diversion:

Ditch Name: BORDO DITCH

Location X: 1,595,945 feet **Y:** 2,003,807 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Acreage:

Section 17, Township 26N, Range 05E, N.M.P.M.

Pt. NW $\frac{1}{4}$	1.2 acres
Pt. SW $\frac{1}{4}$	0.1 acres
Total	1.3 acres

As shown on the 2000 Hydrographic Survey Map CHCJ- 3.

Amount of Water: NONE

DONALD MONTANO

Subfile No.: CHCJ-003-0028

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: BORDO DITCH

Location X: 1,595,945 feet **Y:** 2,003,807 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 18, Township 26N, Range 05E, N.M.P.M.

Pt. SE $\frac{1}{4}$	0.7 acres
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Total	0.7 acres
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As shown on the 2000 Hydrographic Survey Map CHCJ- 3.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

LUCELLA M GONZALES
REYNALDO GONZALES

Subfile No.: CHCJ-003-0035

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: BORDO DITCH

Location X: 1,595,945 feet **Y:** 2,003,807 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 18, Township 26N, Range 05E, N.M.P.M.

Pt. SE¼	1.4 acres
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Total	1.4 acres
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As shown on the 2000 Hydrographic Survey Map CHCJ- 3.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

TOMACITA O MONTANO

Subfile No.: CHCJ-003-0037

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: BORDO DITCH

Location X: 1,595,945 feet **Y:** 2,003,807 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 18, Township 26N, Range 05E, N.M.P.M.

Pt. SE $\frac{1}{4}$	1.5 acres
Total	1.5 acres

As shown on the 2000 Hydrographic Survey Map CHCJ- 3.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

LUGGIE MONTANO
THOMAS MONTANO

Subfile No.: CHCJ-003-0041

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: BORDO DITCH

Location X: 1,595,945 feet **Y:** 2,003,807 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 18, Township 26N, Range 05E, N.M.P.M.

Pt. SE¼ 12.9 acres

Total 12.9 acres

As shown on the 2000 Hydrographic Survey Map CHCJ- 3.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

B. NO RIGHT (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: NONE

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: NO RIGHT

Point of Diversion:

Ditch Name: BORDO DITCH

Location X: 1,595,945 feet **Y:** 2,003,807 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Acreage:

Section 18, Township 26N, Range 05E, N.M.P.M.

Pt. SE¼ 7.7 acres

Total 7.7 acres

As shown on the 2000 Hydrographic Survey Map CHCJ- 3.

Amount of Water: NONE

**CARLA MARTINEZ
TONY M MARTINEZ**

Subfile No.: CHCJ-003-0043

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: PINAVETAL DITCH

Location X: 1,614,444 feet **Y:** 2,010,229 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 18, Township 26N, Range 05E, N.M.P.M.

Pt. NW¼ 9.9 acres

Total 9.9 acres

As shown on the 2000 Hydrographic Survey Map CHCJ- 3.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

B. NO RIGHT (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: NONE

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: NO RIGHT

Point of Diversion:

Ditch Name: PINAVETAL DITCH

Location X: 1,614,444 feet **Y:** 2,010,229 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Acreage:

Section 18, Township 26N, Range 05E, N.M.P.M.

Pt. NW¼ 2.5 acres

Total 2.5 acres

As shown on the 2000 Hydrographic Survey Map CHCJ- 3.

Amount of Water: NONE

MODESTA M VALENCIA

Subfile No.: CHCJ-003-0044

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: BRAZITO DITCH

Location X: 1,592,250 feet **Y:** 2,001,395 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 17, Township 26N, Range 05E, N.M.P.M.

Pt. SE $\frac{1}{4}$ 10.6 acres

Total 10.6 acres

As shown on the 2000 Hydrographic Survey Map CHCJ- 3.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

B. NO RIGHT (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: NONE

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: NO RIGHT

Point of Diversion:

Ditch Name: BRAZITO DITCH

Location X: 1,592,250 feet **Y:** 2,001,395 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Acreage:

Section 17, Township 26N, Range 05E, N.M.P.M.

Pt. SE $\frac{1}{4}$ 2.1 acres

Total 2.1 acres

As shown on the 2000 Hydrographic Survey Map CHCJ- 3.

Amount of Water: NONE

CARMELITA R TRUJILLO

Subfile No.: CHCJ-003-0063

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: EL LLANO DITCH

Location X: 1,593,223 feet **Y:** 2,003,235 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 17, Township 26N, Range 05E, N.M.P.M.

Pt. SW¼	17.8 acres
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Total	17.8 acres
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As shown on the 2000 Hydrographic Survey Map CHCJ- 3.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

ARMANDO VIGIL
FRANCES VIGIL

Subfile No.: CHCJ-003-0077

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: OTRA VANDA DITCH

Location X: 1,583,583 feet **Y:** 1,981,520 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 18, Township 26N, Range 05E, N.M.P.M.

Pt. NW $\frac{1}{4}$ 3.5 acres

Total 3.5 acres

As shown on the 2000 Hydrographic Survey Map CHCJ- 3.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

OCTAVIANO MONTANO JR

Subfile No.: CHCJ-003-0082

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: PINAVETAL DITCH

Location X: 1,614,444 feet **Y:** 2,010,229 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 18, Township 26N, Range 05E, N.M.P.M.

Pt. NE¼	1.3 acres
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Total	1.3 acres
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As shown on the 2000 Hydrographic Survey Map CHCJ- 3.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

MARGARET A MIERA

Subfile No.: CHCJ-003-0085

A. NO RIGHT (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: NONE

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: NO RIGHT

Point of Diversion:

Ditch Name: PINAVETAL DITCH

Location X: 1,614,444 feet **Y:** 2,010,229 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Acreage:

Section 18, Township 26N, Range 05E, N.M.P.M.

Pt. NE $\frac{1}{4}$	0.3 acres
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Total	0.3 acres
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As shown on the attached revised Hydrographic Survey Map for Subfile No.: CHCJ-003-0085.

Amount of Water: NONE

PATRICIA ALARID

TOMMY ALARID

Subfile No.: CHCJ-004-0011

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: EL LLANO DITCH

Location X: 1,593,223 feet **Y:** 2,003,235 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 20, Township 26N, Range 05E, N.M.P.M.

Pt. NW $\frac{1}{4}$	1.4 acres
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Total	1.4 acres
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As shown on the 2000 Hydrographic Survey Map CHCJ- 4.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

AMOS RAY SANCHEZ

Subfile No.: CHCJ-004-0013

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: EL LLANO DITCH

Location X: 1,593,223 feet **Y:** 2,003,235 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 20, Township 26N, Range 05E, N.M.P.M.

Pt. NW¼	2.2 acres
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Total	2.2 acres
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As shown on the 2000 Hydrographic Survey Map CHCJ- 4.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

PHILIP T. SANCHEZ

Subfile No.: CHCJ-004-0016

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: EL LLANO DITCH

Location X: 1,593,223 feet **Y:** 2,003,235 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 17, Township 26N, Range 05E, N.M.P.M.

Pt. SW $\frac{1}{4}$	1.1 acres
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Section 20, Township 26N, Range 05E, N.M.P.M.

Pt. NW $\frac{1}{4}$	1.4 acres
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Total	2.5 acres
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As shown on the 2000 Hydrographic Survey Map CHCJ- 4.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

THERESITA M TRUJILLO

Subfile No.: CHCJ-004-0053

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) 0611

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: EL LLANO DITCH

Location X: 1,593,223 feet **Y:** 2,003,235 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 19, Township 26N, Range 05E, N.M.P.M.

Pt. NW $\frac{1}{4}$ 0.7 acres

Pt. SW $\frac{1}{4}$ 3.8 acres

Total 4.5 acres

As shown on the 2000 Hydrographic Survey Map CHCJ- 4.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

B. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) NONE

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: ACEQUIA DEL ORILLA

Location X: 1,615,187 feet **Y:** 2,007,978 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 19, Township 26N, Range 05E, N.M.P.M.

Pt. SE $\frac{1}{4}$ 4.7 acres

Pt. SW $\frac{1}{4}$ 3.4 acres

Total 8.1 acres

As shown on the 2000 Hydrographic Survey Map CHCJ- 4.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

**FLORENCE MAESTAS
RICHARD MAESTAS**

Subfile No.: CHCJ-005-0002

A. IRRIGATION (Surface Water Only)

Office of the State Engineer Files No(s) NONE

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface Waters of the Canjilon Creek, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch Name: GARCIA DITCH NO.1

Location X: 1,609,566 feet **Y:** 2,008,899 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 30, Township 26N, Range 05E, N.M.P.M.

Pt. NE $\frac{1}{4}$	1.8 acres
Total	1.8 acres

As shown on the 2000 Hydrographic Survey Map CHCJ- 4.

Amount of Water: Reserved for future determination by court order entered July 25, 2000.

IT IS, THEREFORE, ORDERED that the above-named defendants be and hereby are, adjudicated to have the water rights set out hereinabove, subject to the right of any other water rights claimant with standing to object prior to the entry of a final decree.

IT IS FURTHER ORDERED that the Defendants, his or her successors, representatives, heirs and assigns, are enjoined from any diversion or use of the public surface waters of the Rio Chama Stream System, Section 3, except in strict accordance with the rights set forth herein or in other orders of the Court.

UNITED STATES DISTRICT JUDGE

Recommended for approval:

SPECIAL MASTER